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Remarks:

Reconsideration of the present application is respectfully requested

Appellants received a Notice of Non-Compliant Appeal Brief mailed on June 6, 2006 (the "Notice"). The Notice indicated by the checked box in front of item 4, that Appellants' alleged non-compliance related to the section relating to the concise explanation of the subject matter defined in each of the independent claims involved in the appeal.

As such, Appellant filed a Supplemental Appeal Brief, in response to which Appellant received the instant Notice of Non-Compliant Appeal Brief ("2nd Notice").

In response to the 2nd Notice, Appellant has provided a Second Supplemental Appeal Brief, in which Appellant has amended the "Summary of the Claimed Subject Matter" section. In that section Appellant has described each limitation of Appellant's independent claims, as set forth in the specification of the instant application. Additionally, Appellant has "mapped" the portions of the specification to each claim, and has further mapped each summary portion to each, individual, claim limitation.

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Appellant believes that the present Second Supplemental Appeal Brief should comply with the requirements of 37 C.F.R. § 41.37(c)(1)(v). However, if the instant "Summary of the Claimed Subject Matter" section of the present Second Supplemental Appeal Brief is still deemed to be non-compliant, Appellant's representative would appreciate a telephone call to discuss proper formats for a compliant Summary section, so that a further Notice of Non-Compliant Appeal Brief is not necessitated.

As such, it is believed that the Second Substitute Appeal Brief is proper and addresses all of the issues raised in the Notice. If further information is needed, or the Second Substitute Appeal Brief is deemed to be insufficient in any way, Appellants request that the Examiner please feel free to contact the Appellants' Attorney by telephone to expedite resolution of these issues.

If an extension of time for this paper is required, petition for extension is herewith made.

Please charge any fees that might be due with respect to Sections 1.16 and 1.17 to the Deposit Account of Lerner Greenberg Sterner LLP, No. 12-1099.

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Respectfully submitted,



For Appellants

October 6, 2006

Lerner Greenberg Stemmer, LLP
Post Office Box 2480
Hollywood, FL 33022-2480
Tel: (954) 925-1100
Fax: (954) 925-1101